BILL NO. Z-80-04-23

ZONING MAP ORDINANCE NO. Z-Lash

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. K-14.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-2 District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. K-14, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to-wit:

Lot Number 65 Archers Addition to the City of Fort Wayne, Indiana, according to the recorded plat thereof.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Councilman

APPROVED AS TO FORM AND LEGALITY APRIL , 1980.

JOHN E. HOFFMAN
City Attorney

Read the first time in full and on motion by Eisbart, seconded by Nuckols, and duly adopted, read the second time by title and referred to the Committee Plan (and the City Plan Commission for recommendation) and ~~Public Hearing to~~ be held after due legal notice, at ~~the Council Chambers, City-County Building~~, Fort Wayne, Indiana, on ~~, the~~ day of , 19 , at o'clock M.,E.S.T.

DATE: 4/22/80

CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Stier, seconded by Eisbart, and duly adopted, placed on its passage. ~~PASSED~~ (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	0	9			
BURNS		X			
EISBART		X			
GiaQUINTA		X			
NUCKOLS		X			
SCHMIDT, D.		X			
SCHMIDT, V.		X			
SCHOMBURG		X			
STIER		X			
TALARICO		X			

DATE: 7-7-80

CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No.

on the day of , 19 .

ATTEST: (SEAL)

CHARLES W. WESTERMAN - CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the day of , 19 , at the hour of o'clock M.,E.S.T.

CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this day of 19 , at the hour of o'clock M.,E.S.T.

WINFIELD C. MOSES, JR.
MAYOR

BILL NO. Z-80-04-23

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN ORDINANCE amending the City of Fort Wayne Zoning Map No. K-14

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO NOT PASS.

BEN EISBART, CHAIRMAN

JOHN NUCKOLS, VICE CHAIRMAN

JAMES S. STIER

SAMUEL J. TALARICO

DONALD J. SCHMIDT

7-8-80
DATE

CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on April 22, 1980, referred a proposed zoning map amendment to the City Plan Commission which proposed ordiance was designated as Bill No. Z-80-04-23; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 16, 1980;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no nedd has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflict with the overall City Plan; and,

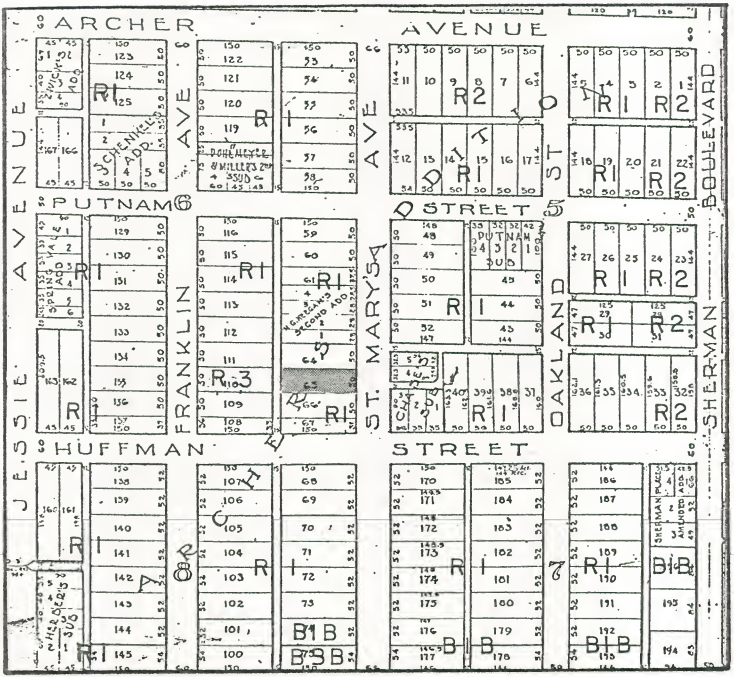
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 23, 1980.

Certified and signed this
24th day of June 1980.

W. Joyce Schlatter

Joyce Schlatter
Secretary



REQUEST TO REZONE FROM R-1 TO R-2 ZONING

Map No. K-14

N

Z-80-04-23

PREPARED BY RK

DATE 4-3-80

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

24 June 1980

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held June 23, 1980. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-80-04-23

2. From R-1 to R-2

3. Intended Use: Duplex

4. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reason:

a. The property which is requested to be rezoned to an R-2 is in a block of St. Mary's Avenue which is solely single family. Both the requested zoning and anticipated duplex use of the property, are incompatible with the present character of the neighborhood.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING

Gary F. Baeten

Gary F. Baeten
Senior Planner

GFB:pb

Attachments

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

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BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

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Certified and signed this
24th day of June 1980.

Joyce Schlatter

Joyce Schlatter
Secretary

BUSINESS FORM—PRODUCT OF WILSON JONES

GrayLine

Ck # 789

RECEIPT Date 2 April 1980 No. 10945

Received From [illegible] Jones

Address 4124 Tamarack

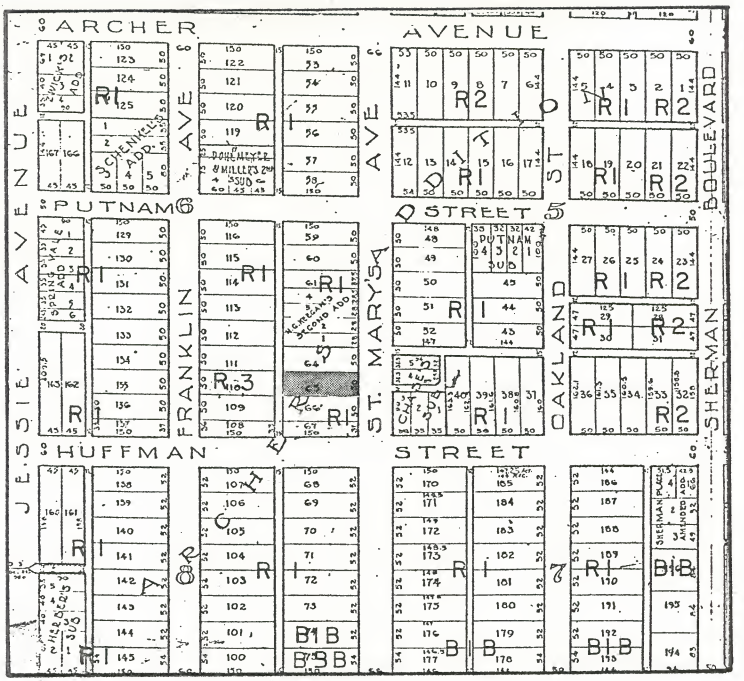
Fifty ——— 00/100 Dollars $ 50.00

For rezoning of R1 to R-2

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT			CASH		
AMT. PAID			CHECK	✓	
BALANCE DUE			MONEY ORDER		

By Pat B

K-14



REQUEST TO REZONE FROM R-1 TO R-2 ZONING

Map No. K-14

N

Z-80-04-23

PREPARED BY RK

DATE 4-3-80

PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

DATE FILED _____

INTENDED USE _____

I/We Christine Baumgardner
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an Res - 1 District to a/an Res - 2 District the property described as follows:

1711 St. Marys Avenue

Lot Number 65 archers addition
Fort Wayne, Indiana

~~Deed Record Book Number~~ ~~page number~~

(Legal Description) If additional space is needed, use reverse side.

My Deed Record Book Number & page number - the Document # is 72-4261

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(Name)	(Address)	(Signature)
Christine Baumgardner	2224 St Joe Blvd Fort Wayne Ind	Christine Baumgardner owner

(If additional space is needed, use reverse side.)

Legal Description checked by _____.

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or requst that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinanc being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matte for hearing before the City Plan Commission. (FILING FEE $50.00)

Name and address of the preparer, attorney or agent.

(Name)	(Address & Zip Code)	(Telephone Number)
Lonnie Morris	2032 Inwood Drive Fort Wayne 46815	424-0238

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

Lot 65 Archers Addition, Fort Wayne

Deed Record book number — page number —

Deed Record Book Number and Page Number not applicable. The Document # is 72-4261 JB

Owners of Property

Christine Baumgardner	224 St Joe Blvd	Christine Baumgardner Ind'y
(Name)	(Address)	(Signature)

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

Legal Description of property to be rezoned.

Lot 65 Archers Addition, Fort Wayne

Deed record book number ___ page ___

Owners of Property

(Name)	(Address)	(Signature)
Christine Baumgardner	2224 St Joe Blvd	Christine Baumgardner

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-80-0423

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Lot # 65 in Archer's Addition more commonly known as 1711 St. Mary's Avenue.

EFFECT OF PASSAGE Property is now zoned R-1 Single Family Residential. Property will become R-2 Two Family Residential.

EFFECT OF NON-PASSAGE Property will remain R-1 Single Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

ASSIGNED TO COMMITTEE (J.N.) Regulations